

UNITED STATES CONTINUING UTILITY PATENT APPLICATION
under 37 C.F.R. § 1.53(b)

Atty. Docket No. 05046-00041

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CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. § 1.10: The undersigned hereby certifies that this United States Patent Application and all papers noted herein as being attached, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 C.F.R. § 1.10 today, **January 22, 2004**, and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By

Express Mail Label No.: EV 396913053 US



Commissioner for Patents
Mail Stop Patent Application
P.O. Box 1450
Alexandria, VA 22313-1450

Enclosed herewith is a continuing patent application and the following papers:

Inventor (or application identifier): **Jeffrey Peter Allen**

Title of Invention: **FUEL CELL BIOPOLAR SEPARATOR PLATE AND CURRENT COLLECTOR ASSEMBLY AND METHOD OF MANUFACTURE**

- ☐ Continuation
- ☒ Divisional
- ☐ Continuation-in-Part

of prior application No. 09/714,526, filed November 16, 2000.

1. ☒ Specification 32 pages (including specification, claims, abstract) / 15 claims (1 independent), after entry of the Preliminary Amendment.
2. ☒ Declaration/Power of Attorney:
 - ☒ Copy from Prior Application (for continuation or divisional application)
 - ☐ Newly Executed Declaration (for CIP application)
 - ☐ Deferred under 37 C.F.R. § 1.53(f)
 - ☐ Deletion of Inventor(s) - Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b)
 - ☒ Incorporation by Reference - The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein
3. ☒ 21 Distinct sheets of ☒ Formal ☐ Informal Drawings

EV396913053US

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4. ☐ Preliminary Amendment is enclosed.
☐ Amend the specification by replacing the second paragraph with the following paragraph:
-- This application is a divisional of U.S. Patent Application Serial No. 09/714,526, filed November 16, 2000; and claims priority from Provisional Patent Application No. 60/165,712, filed November 16, 1999; Provisional Patent Application No. 60/187,526, filed on March 7, 2000; and Provisional Patent Application No. 60/242,760, filed on October 24, 2000.--
5. ☐ Information Disclosure Statement
☐ Form 1449
☐ A copy of each cited prior art reference
6. ☐ Assignment
☐ Assignment with Cover Sheet attached
☐ Assignment filed in prior application. Application assigned to: **GenCell Corporation** of Southbury, CT.
7. ☐ Priority is hereby claimed under 35 U.S.C. § 119 based upon the following application(s) (provisional and foreign applications):

Country	Application Number	Date of Filing (day, month, year)
US	60/165,712	16 NOV 1999
US	60/187,526	07 MARCH 2000
US	60/242,760	24 OCT 00

8. ☐ Priority is hereby claimed under 35 U.S.C. § 120 based upon the following application(s):

Country	Application Number	Date of Filing (day, month, year)
US	09/714,526	16 NOV 2000

9. ☐ Priority document(s)
10. ☐ Small Entity Statement
☐ Small Entity status was claimed in prior application. Small Entity status is still proper and desired
☐ Small Entity status is being claimed hereby.
☐ is no longer claimed
11. ☐ Nucleotide and/or Amino Acid Sequence Submission
☐ Computer Readable Copy
☐ Paper Copy (identical to computer copy)
☐ Statement verifying identity of above copies

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12. Calculation of Fees:

FEES FOR	EXCESS CLAIMS	FEE	AMOUNT DUE
Basic Filing Fee (37 C.F.R. § 1.16(a))			\$770.00
Total Claims in Excess of 20 (37 C.F.R. § 1.16(c))	0	18.00	\$0.00
Independent Claims in Excess of 3 (37 C.F.R. § 1.16(b))	0	86.00	\$0.00
Multiple Dependent Claims (37 C.F.R. § 1.16(d))	0	290.00	\$0.00
Subtotal - Filing Fee Due			\$770.00
	MULTIPLY BY		
Reduction by 50%, if Small Entity (37 C.F.R. §§ 1.9, 1.27, 1.28)	0.50		\$385.00
TOTAL FILING FEE DUE			\$385.00
Assignment Recordation Fee (if applicable) (37 C.F.R. § 1.21(h))	0	40.00	\$0.00
GRAND TOTAL DUE			\$385.00

13. PAYMENT is:

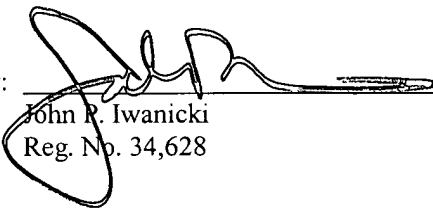
- ☐ The Commissioner is authorized to debit the instant filing fee, in the amount of \$385.00, and any other fees during the pendency of this application under 37 C.F.R. §§ 1.16, 1.17 and 1.18, to Deposit Account No. 19-0733. A duplicate copy of this letter is enclosed.
- ☐ not included, but deferred under 37 C.F.R. § 1.53(f)

14. All correspondence for the attached application should be directed to:

John P. Iwanicki Customer No. 22910
BANNER & WITCOFF, LTD.
28 State Street, 28th Floor
Boston, MA 02109
Telephone: (617) 720-9600
Facsimile: (617) 720-9601

16. Other: Application Data Sheets (3 pages); Replacement Sheet of Fig. 3; and return postcard.

Date: January 22, 2004

By: 
John P. Iwanicki
Reg. No. 34,628

JPI/lh

Enclosures